

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 21, 2005

DIVISION ONE

B183443 Los Angeles County, D.C.S. (Not for Publication)
 v.
 T.L.

The judgment is affirmed.

Mallano, Acting P.J.

I concur: Rothschild, J.

I concur in the judgment only: Vogel (Miriam A.), J.

B18007 People (Not for Publication)
 v.
 Robert Lee Hopkins

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
 Rothschild, J.

B180254 People (Not for Publication)
 v.
 Avery Pierre Simms

The judgment is affirmed.

Rothschild, J.

We concur: Spencer, P.J.
 Mallano, J.

December 21, 2005 (Continued)

DIVISION ONE (Continued)

B180517 People (Not for Publication)
v.
Randy S. Gandy et al.

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
Rothschild, J.

B179031 People (Not for Publication)
v.
Miguel Angel Mazariego

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Mallano, J.

B179910 Lesley Ann Brandenburg, a Minor (Not for Publication)
v.
Los Angeles Unified School District

The judgment is affirmed. The District is awarded its costs of appeal.

Vogel (Miriam A.), J.

We concur: Mallano, Acting P.J.
 Rothschild, J.

DIVISION ONE (Continued)

B182533 Los Angeles County, D.C.S. (Not for Publication)
v.
Tiffany G.

The order is affirmed.

Rothschild, J.

We concur: Mallano, J., Acting P.J.
 Vogel (Miriam A.),

B179286 People (Not for Publication)
v.
Ward

The judgment is reversed. The case is remanded for the trial court to hold an in-camera hearing reviewing the arresting deputies' personnel records and order disclosure of information regarding dishonesty as limited by section 1045. If the court finds no discoverable information, it should reinstate the judgment in its entirety. If the court finds discoverable information, it should disclose it to Ward and allow her a reasonable opportunity to show prejudice. If the court finds there is a reasonable probability that the outcome of the trial would have been different had the information been disclosed, it should order a new trial; if not, it should reinstate the judgment in its entirety.

Rothschild, J.

We concur: Spencer, P.J.
 Mallano, J.

December 21, 2005 (Continued)

DIVISION ONE (Continued)

B174903 People (Not for Publication)
B181120 v.
Castillo & Galarza

The judgments are affirmed.

Mallano, J.

We concur: Spencer, P.J.
Rothschild, J.

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter, Deputy Clerk.

Each of the following:

| | |
|---------|--------------------|
| B176170 | People v. Robinson |
| B181596 | People v. Mora |
| B182202 | People v. Schula |
| B180916 | Knight v. Watkins |
| B172905 | Levy v. Daneshrad |

Argument waived, cause submitted.

B180261 People
v.
Dunn

Merits:
Argued by David H. Goodwin for appellant and by Kyle S. Brodie, Deputy Attorney General for respondent. Cause submitted.

DIVISION TWO (Continued)

B179383 Beal Bank, SSB
 v.
 Arter & Hadden, LLP et al.

Merits:
Argued by David M. Rice for appellant and by John M. Moscarino for respondents. Cause submitted.

B178150 Mabrie et al.
 v.
 Home Improvement King et al.

Merits:
Argued by Karina B. Serman for appellants and no appearance made by respondents' counsel. Cause submitted.

B174944 Davis
 v.
 Newmark Corporation et al.

Merits:
Argued by Patricia M. Coleman for appellants/respondents Newmark Corporation, et al. and by Michael Humphries for respondent/appellant Davis. Cause submitted.

B180041 Shafron & Kammer, LLP
 v.
 Krane & Smith

Merits:
Argued by Shelly J. Shafron for appellant and by Samuel Krane for respondent. Cause submitted.

DIVISION TWO (Continued)

B170079 Transcontinental Insurance Co., et al.
 v.
 Fuller-Austin Insulation Company

Merits:

Argued by Paul J. Watford and Irving H. Greines for appellants and by Michael Y. Horton and Robert M. Horkovich for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J., and Jim Guzman, Deputy Clerk.

Each of the following:

B178419 People v. Mesa
B182024 People v. Howard
B177076 People v. Holguin & Larimer
B181128 People v. Yates
B177825 Usher v. California State University
B181745 DCFS v. Jose C.

Argument waived, cause submitted.

B182181 In re Chelsea R et al.,
 Los Angeles County, D.C.S.
 v.
 Jack R.

Merits:

Argued by Aida Aslanian for appellant and by Fred Klink for respondent. Cause submitted.

DIVISION TWO (Continued)

B182082 Environmental Charter High School
 v.
 Centinela Valley Union High School

Merits:

Argued by James Lynch for appellant and by David Elson for respondent.
Cause submitted.

B179823 Dupree et al.
 v.
 Dickson

Merits:

Argued by Gregory W. Brittan for respondents and no appearance by
appellant Roy Dickson. Cause submitted.

B184852 Biosense Webster Inc.
 v.
 Superior Court, Los Angeles County
 Dowell et al. (RPI)

Merits:

Argued by Mark Neubauer for petitioner and by Michael J. Weber for real
parties in interest. Cause submitted.

Court adjourned.

DIVISION TWO (Continued)

B177760 Garamendi (Not for Publication)
v.
California Compensation Ins. Co.

The judgment is reversed, and the matter is remanded to the trial court (Liquidation Court) with directions to vacate the arbitration award as to both the Commissioner and Centre, deny Reinsurers' petition to confirm the arbitration award, and authorize the parties to initiate a new arbitration proceeding consistent with the views expressed in this opinion. Costs on appeal are awarded to Commissioner and Centre.

Boren, P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

DIVISION FIVE

B178807 People (Not for Publication)
v.
Cristian Lopez Osegueda

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Kriegler, J.

B177565 The People (Not for Publication)
v.
Tramaine W.

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Kriegler, J.

DIVISION SIX

B175956 Walsh (Not for Publication)
v.
Jenkins

We reverse the portion of the 2004 order which requires attorney fees to be paid to Walsh by Jenkins and remand with directions that the trial court enter a new order obligating the attorney fees to be paid by the Trust. Otherwise, the judgment (order) is affirmed. Costs to respondent.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

DIVISION EIGHT

B167287 Megan Kelly (Not for Publication)
v.
Stamps.Com Inc.,
B171369 Megan Kell
v.
Stamps.Com Inc.

In B167287, the judgment is reversed with respect to defendant, Stamps.Com Inc.. On remand, the trial court shall enter an order summarily adjudication as without merit the third and fourth causes of action of the first amended complaint, and otherwise denying defendant's motion for summary judgment or summary adjudication. In B171369, the order denying attorney fees is affirmed. Plaintiff shall recover costs on both appeals.

Cooper, P.J.

We concur: Boland, J.
Flier, J.

December 21, 2005 (Continued)

DIVISION EIGHT (Continued)

B179498 Lord (Not for Publication)
v.
Amadeo et al.,

Trial court's grant of summary judgment in favor of Amadeo and its denial of Lord's motion for continuance are reversed. The matter is remanded to the trial court with directions to enter orders denying the summary judgment motion, vacating the dismissal, and granting a continuance of the trial date. Appellant is awarded costs on appeal.

Boland, J.

We concur: Cooper, P.J.
Flier, J.

B175351 Chevette Hastings (Not for Publication)
v.
Lyon Management Group, Inc. et al.

The judgment is affirmed. Respondents are to recover their costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Boland, J.

B181187 Domel (Not for Publication)
v.
Newhall Land and Farming Company

The judgment is reversed. Appellant is to recover his costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.

December 21, 2005 (Continued)

DIVISION EIGHT (Continued)

B182759 People (Not for Publication)
v.
Graham

The judgment is affirmed.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.